

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF MASSACHUSETTS

REXON INDUSTRIAL CORPORATION,
LTD.,

Plaintiff,

v.

PORTER-CABLE CORPORATION,
DELTA INTERNATIONAL MACHINERY
CORP., BLACK & DECKER, INC. and
BLACK & DECKER (U.S.), INC.,

Defendants.

BLACK & DECKER INC., BLACK &
DECKER (U.S.) INC., PORTER-CABLE
CORPORATION and DELTA
INTERNATIONAL MACHINERY,

Plaintiffs-in-Counterclaim,

v.

REXON INDUSTRIAL CORPORATION,
LTD.,

Defendant-in-Counterclaim.

BLACK & DECKER INC., BLACK &
DECKER (U.S.) INC., PORTER-CABLE
CORPORATION and DELTA
INTERNATIONAL MACHINERY,

Third-Party Plaintiffs,

v.

REXON USA CORPORATION,

Third-Party Defendant.

Civil Action No. 04-CV-30180-MAP

**AGREED MOTION TO
EXTEND THE DEADLINE FOR BLACK
& DECKER'S RESPONSES TO
REXON'S MOTION FOR A
PROTECTIVE ORDER AND TO QUASH**

Defendants, Porter-Cable Corporation, Delta International Machinery Corporation, Black & Decker Inc. and Black & Decker (U.S.) Inc. (collectively "Black & Decker"), hereby move for an Order extending the time to file Black & Decker's opposition to Rexon Industrial Corporation, Ltd.'s *Motion for a Protective Order and Motion to Quash Multiple Subpoenas* (Docket No. 49 dated January 24, 2006). Black & Decker's opposition is due today, February 7, 2006.

The parties have recently engaged in settlement discussions. To allow the parties to devote their resources to the on-going settlement discussions, including a face-to-face meeting between the party representatives scheduled February 22, 2006, Black & Decker and Rexon anticipate filing a joint motion shortly to temporarily stay this litigation pending the outcome of the formal settlement meeting.

While the parties have agreed that Rexon's *Motion for a Protective Order and Motion to Quash Multiple Subpoenas* will be subject to the joint motion to stay this litigation temporarily, the joint motion is not likely to be finalized and filed today. Therefore, Black & Decker respectively seeks an extension of seven (7) days to either file its opposition to Rexon's Motion for a Protective Order or file the joint motion to stay this litigation temporarily.

Rexon has been contacted and assents to the filing of this motion for an extension. With the extension, Black & Decker's responses will be due February 14, 2006, provided the Court has not entered the anticipated joint motion to stay this litigation.

A proposed Order is attached as Exhibit A.

Respectfully submitted,

/s/ Dina M. Hayes

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**Attorneys for Black & Decker Inc., Black & Decker
(U.S.) Inc., Porter-Cable Corporation and Delta
International Machinery Corporation**

CERTIFICATE OF SERVICE

I hereby certify that on February 7, 2006, I electronically filed the foregoing **AGREED MOTION TO EXTEND DEADLINE FOR BLACK & DECKER'S RESPONSES TO REXON'S MOTIONS TO QUASH AND FOR A PROTECTIVE ORDER** with the Clerk of the Court using the CM/ECF system which will send notification of such filing to:

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Attorneys for Rexon Industrial Corporation, Ltd.

I certify that all parties in this case are represented by counsel who are CM/ECF participants.

/s/ Dina M. Hayes
Attorney for Black & Decker Inc., Black & Decker
(U.S.) Inc., Porter-Cable Corporation and Delta
International Machinery Corporation